

IN THE FEDERAL HIGH COURT OF NIGERIA
HOLDEN AT ABUJA

SUIT NO. FHC/ABJ/CS/1580/2025

IN THE MATTER OF AN APPLICATION FOR JUDICIAL REVIEW IN THE FORM
OF ORDERS FOR DECLARATIONS AND MANDAMUS

BETWEEN

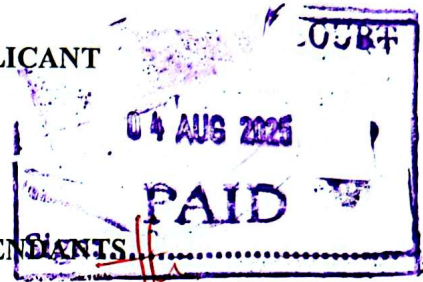
REGISTERED TRUSTEES OF
RIGHTS FOR ALL INTERNATIONAL

]...APPLICANT

AND

1. ECONOMIC AND FINANCIAL CRIMES
COMMISSION (EFCC)
2. DAPO SEGUN

]...DEFENDANTS



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MOTION EX-PARTE

[ORDER 34 RULES 1, 2, 3 AND 4 OF THE FEDERAL HIGH COURT (CIVIL PROCEDURE) RULES 2019; SECTIONS 6(6)(B) & 36(1)(2) CONSTITUTION OF THE FEDERAL REPUBLIC OF NIGERIA, 1999 (AS AMENDED), SECTIONS 6 AND 7 OF THE ECONOMIC AND FINANCIAL CRIMES COMMISSION (ESTABLISHMENT, ETC) ACT; AND UNDER THE INHERENT JURISDICTION OF THE COURT.

TAKE NOTICE that this Honourable Court will be moved on the,,,,,,,,,,,,,,,,,,,,, day of
,,,,,,,,,,,,,,,,,,,,,2025 at the hour of 9 O'clock in the forenoon or so soon thereafter as Counsel
may be heard on behalf of the Applicant for the following:

1. AN ORDER granting leave to the Applicant to apply for Judicial Review in the following terms:
 - (i) A DECLARATION that the failure by the 1st Respondent to investigate the fraudulent conduct or role of the 2nd Respondent, as the Chief Financial Officer of the Nigerian National Petroleum Company Limited, in connection with the acquisition of the of OVH Energy by the NNPC and rehabilitation of the Port-Harcourt and Warri Refineries, amounts to a refusal/failure of its statutory and/or public duty and therefore constitutes an abuse of powers, ultra vires and bad faith.
 - (ii) AN ORDER OF MANDAMUS directing and compelling the 1st Respondent by its staff, officers, privies, servants or otherwise howsoever described to within 7 days commence investigation of the fraudulent conduct or role of the 2nd Respondent, as the Chief Financial Officer of the Nigerian National Petroleum Company Limited, in connection with the acquisition of the of OVH Energy by the NNPC and rehabilitation of the Port-Harcourt and Warri Refineries and to publish the Report of the Investigation within 14 days of its conclusion.
 - (iii) AN ORDER OF MANDAMUS directing and compelling the 1st Respondent by its staff, officers, privies, servants or otherwise howsoever described, where the

Report of the Investigation discloses commission of any offence, to FORTHWITH arrest and prosecute the 2nd Respondent (Dapo Segun) for the economic and financial offences relating to the acquisition of the of OVH Energy by the NNPC and rehabilitation of the Port-Harcourt and Warri Refineries.

2. **AN INTERIM ORDER OF COURT** directing the 2nd Respondent (Dapo Segun) to forthwith step aside as the Chief Financial Officer of the Nigerian National Petroleum Company Limited and cease the performance of any duty pertaining thereto, tampering with or altering any documents or records material to the investigation into his conduct and/or role in the acquisition of the of OVH Energy by the NNPC and rehabilitation of the Port-Harcourt and Warri Refineries, pending the hearing and determination of the Substantive Motion on Notice for Judicial Review.
3. **AN ORDER OF COURT** granting Leave to the Applicant to serve the substantive Motion on Notice for Judicial Review and any other process(es) in this Suit upon the 2nd Respondent by delivering to the Legal Department of the Nigerian National Petroleum Company Limited at its head office at Central Business District, Abuja.
4. **AN ORDER OF COURT** abridging the time within which the Respondent would respond to and/or file their respective defences or counter affidavit to the substantive Motion on Notice for Judicial Review to a period of 7 days from the date of service.
5. **AN ORDER OF COURT** directing an accelerated hearing and determination of this Suit.

AND FOR SUCH FURTHER OR OTHER ORDERS as this Honourable Court may deem fit to make in the circumstances.

Dated this 4th day of August, 2025.



OKERE KINGDOM NNAMDI ESQ. ✓

OZORDI JOHN-PAUL ESQ.

Counsel to the Applicant
Prima facie chambers,
9 Mahatma Gandhi Street,
Asoro Abuja 08036288528
kingdomhumanrights@gmail.com

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AND

**1. ECONOMIC AND FINANCIAL CRIMES]
COMMISSION (EFCC)]
2. DAPO SEGUN]...DEFENDANTS**

**STATEMENT PURSUANT TO ORDER 43 RULES 3(2)(A) OF THE FEDERAL HIGH
(CIVIL PROCEDURE) RULES, 2019**

1. NAME, ADDRESS AND DESCRIPTION OF THE APPLICANT

NAME: REGISTERED TRUSTEES OF RIGHTS FOR ALL INTERNATIONAL
ADDRESS: 9 mahatma Gandhi street, Asoroko Abuja

DESCRIPTION: An organization registered under the Laws of the Federal Republic of Nigeria with the objects of defending the laws of the Federal Republic of Nigeria, rule of law, fight against corruption and abuse of office and seek judicial interpretation on matters of public interest. s

2. RELIEFS SOUGHT BY THE APPLICANT

- (i) **A DECLARATION** that the failure by the 1st Respondent to investigate the fraudulent conduct or role of the 2nd Respondent, as the Chief Financial Officer of the Nigerian National Petroleum Company Limited, in connection with the acquisition of the of OVH Energy by the NNPC and rehabilitation of the Port-Harcourt and Warri Refineries, amounts to a refusal/failure of its statutory and/or public duty and therefore constitutes an abuse of powers and ultra vires.
- (ii) **AN ORDER OF MANDAMUS** directing and compelling the 1st Respondent by its staff, officers, privies, servants or otherwise howsoever described to within 7 days commence investigation of the fraudulent conduct or role of the 2nd Respondent, as the Chief Financial Officer of the Nigerian National Petroleum Company Limited, in connection with the acquisition of the of OVH Energy by the NNPC and rehabilitation of the Port-Harcourt and Warri Refineries and to publish the Report of the Investigation within 14 days of its conclusion.
- (iii) **AN ORDER OF MANDAMUS** directing and compelling the 1st Respondent by its staff, officers, privies, servants or otherwise howsoever described, where the

Report of the Investigation discloses commission of any offence, to FORTHWITH arrest and prosecute the 2nd Respondent (Dapo Segun) for the economic and financial offences relating to the acquisition of the of OVH Energy by the NNPC and rehabilitation of the Port-Harcourt and Warri Refineries.

3. GROUNDS UPON WHICH THE RELIEFS ARE SOUGHT

- (i) The Applicant is an Anti-Corruption, Public Accountability and Human Rights organization registered under the Laws of the Federal Republic of Nigeria and in relation to this Application has a duty to ensure that the 1st Respondent complies with the laws in the conduct of its affairs and discharge of its public duties.
- (ii) The 1st Respondent is a statutory body empowered by law to carry out functions and duties of a public nature, in connection with the investigation of economic and financial crimes.
- (iii) The 2nd Respondent, was the former Executive Vice President (Downstream) and now the Chief Financial Officer of the Nigerian National Petroleum Company Limited, and in that official capacity supervised the acquisition of the of OVH Energy by the NNPC as well as rehabilitation of the Port-Harcourt and Warri Refineries, with their attendant and manifest irregularities.
- (iv) Sometime in October, 2022 it was announced that NNPC had acquired OVH Energy Marketing, owners and operators of the Oando downstream assets, however, the price at which it bought it and the company that sold it were not disclosed but concealed from the public with the active participation of the 2nd Respondent.
- (v) The fraudulent acquisition of OVH Energy by NNPC which saw a foreigner who managed OVH emerging as head of the NNPC Retail when he lacks the capacity to reorganize the entity.
- (vi) The monumental fraudulent scheme in NNPC, under the 2nd Respondent, led to NNPC top officials using the company for products racketeering and other sharp practices.
- (vii) While under the supervision of the 2nd Respondent, the NNPC acquired OVH Energy in which the whopping sum of \$325.09 million (N140.559 billion) was paid but full take over remains a subject of controversy still under investigation in the House of Representatives where investigation of Turnaround maintenance of refineries and state of the refineries and OVH Acquisition are currently being investigated.
- (viii) Presently, under the 2nd Respondent, about **3 Billion United States Dollars** have been sunk in the rehabilitation of the refineries, with no significant result till date.
- (ix) In view of the monumental fraud evident in the acquisition of the OVH Energy and the rehabilitation of the refineries, the 1st Respondent (EFCC) have

commenced investigation of the officers of the NNPC, however, it deliberately excluded the 2nd Respondent, the main person/official, who personally supervised all the affairs of the NNPC under investigation.

- (x) Today, the 2nd Respondent has been appointed and resumed duties as the Chief Financial Officer of the NNPC and in charge and custody of all the documents and records relating to the acquisition of the OVH Energy and the rehabilitation of the refineries.
- (xi) The selective action of the 1st Respondent in refusing to investigate the 2nd Respondent, being the principal character involved in the obvious act of economic and financial crimes over the commonwealth of the Nigerian people is an abuse of power, ultra vires the powers of the 1st Respondent and an act of bad faith.
- (xii) The position of trust as the Chief Financial Officer of the NNPC places the 2nd Respondent in a position to alter, tamper or even damage or interfere with documents or records relating to the acquisition of the OVH Energy and the rehabilitation of the refineries.
- (xiii) It is unfair and inimical to overall national interest for the 2nd Respondent to remain in office as the Chief Financial Officer of the NNPC, while investigation into the affairs of the company, in which the 2nd Respondent played a pivotal role is being investigated.
- (xiv) Corruption is a national challenge and every citizen has a duty to fight same and it will be in the interest of justice for this Court to grant the Reliefs as well as the interim orders sought herein.
- (xv) The 1st Respondent is now selectively investigating a case of Abuse of Office and Misappropriation of Funds against only 14 individuals including Abubakar Lawal Yar'Adua, Mele Kolo Kyari, Isiaka Abdulrazak, Umar Ajiya, Dikko Ahmed, Ibrahim Onoja, amongst others, and without the inclusion of the 2nd Respondent, who it has been shielding from investigation.
- (xvi) It is in the interest of justice to allow this Application by compelling the 1st Respondent to undertake its statutory duties.

Dated this..... day of 2025.


OKERE KINGDOM NNAMDI ESQ.

OZORDI JOHN-PAUL ESQ

Counsel to the Applicant

Prima facie chambers,

9 Mahatma Gandhi Street,

Asoro Abuja 08036288528

kingdomhumanrights@gmail.com

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VERIFYING AFFIDAVIT

I, ASEVA IMMACULATE AYAWA, adult, female, Nigerian citizen and litigation assistant with RIGHTS FOR ALL INTERNATIONAL, an Anti-Corruption, rule of law and Public Accountability non-governmental organization, of 9 Mahatma Gandhi street, Asoroko Abuja do hereby make an oath and state as follows:

- 1. I am the litigation assistant of the applicant and deponent herein, and I have the consent of the applicant to depose to this affidavit.**
- 2. That all the facts deposed herein are as disclosed to me by my boss and counsel in this matter.**
- 3. That I have been informed by OKERE KINGDOM NNAMDI, the executive director of the applicant, human rights and rule of law activist, anti-corruption crusader, at our office 9 Mahatma Gandhi street, Asoroko Abuja, at about 10am on Monday 4th August 2025, and verily believe him as follows:**
 - (i) That all the facts stated in the Statement in support of the Application are correct and true.**
 - (ii) That the Applicant is an Anti-Corruption, Public Accountability and Human Rights organization registered under the Laws of the Federal Republic of Nigeria and in relation to this Application has a duty to ensure that the 1st Respondent complies with the laws in the conduct of its affairs and discharge of its public duties.**
 - (iii) That the 1st Respondent is a statutory body empowered by law to carry out functions and duties of a public nature, in connection with the investigation of economic and financial crimes.**
 - (iv) That the 2nd Respondent, was the former Executive Vice President (Downstream) and now the Chief Financial Officer of the Nigerian National Petroleum Company Limited, and in that official capacity supervised the acquisition of the of OVH Energy by the NNPC as well as rehabilitation of the Port-Harcourt and Warri Refineries, with their attendant and manifest irregularities.**

- (v) That sometime in October, 2022 it was announced that NNPCL had acquired OVH Energy Marketing, owners and operators of the Oando downstream assets, however, the price at which it bought it and the company that sold it were not disclosed but concealed from the public with the active participation of the 2nd Respondent.
- (vi) That the fraudulent acquisition of OVH Energy by NNPCL which saw a foreigner who managed OVH emerging as head of the NNPCL Retail when he lacks the capacity to rejig the entity.
- (vii) That the monumental fraudulent scheme in NNPCL, under the 2nd Respondent, led to NNPCL top officials using the company for products racketeering and other sharp practices.
- (viii) That while under the supervision of the 2nd Respondent, the NNPCL acquired OVH Energy in which the whopping sum of \$325.09 million (N140.559 billion) was paid but full take over remains a subject of controversy still under investigation in the House of Representatives where investigation of Turnaround maintenance of refineries and state of the refineries and OVH Acquisition are currently being investigated.
- (ix) That presently, under the 2nd Respondent, about **3 Billion United States Dollars** have been sunk in the rehabilitation of the refineries, with no significant result till date.
- (x) That in view of the monumental fraud evident in the acquisition of the OVH Energy and the rehabilitation of the refineries, the 1st Respondent (EFCC) have commenced investigation of the officers of the NNPCL, however, it deliberately excluded the 2nd Respondent, the main person/official, who personally supervised all the affairs of the NNPCL under investigation.
- (xi) That today, the 2nd Respondent has been appointed and resumed duties as the Chief Financial Officer of the NNPCL and in charge and custody of all the documents and records relating to the acquisition of the OVH Energy and the rehabilitation of the refineries.
- (xii) That the selective action of the 1st Respondent in refusing to investigate the 2nd Respondent, being the principal character involved in the obvious act of economic and financial crimes over the commonwealth of the Nigerian people is an abuse of power, ultra vires the powers of the 1st Respondent and an act of bad faith.
- (xiii) That the position of trust as the Chief Financial Officer of the NNPCL places the 2nd Respondent in a position to alter, tamper or even damage or interfere with documents or records relating to the acquisition of the OVH Energy and the rehabilitation of the refineries.

- (xiv) That it is unfair and inimical to overall national interest for the 2nd Respondent to remain in office as the Chief Financial Officer of the NNPC, while investigation into the affairs of the company, in which the 2nd Respondent played a pivotal role is being investigated.
- (xv) That corruption is a national challenge and every citizen has a duty to fight same and it will be in the interest of justice for this Court to grant the Reliefs as well as the interim orders sought herein.
- (xvi) The 1st Respondent is now selectively investigating a case of Abuse of Office and Misappropriation of Funds against only 14 individuals including Abubakar Lawal Yar'Adua, Mele Kolo Kyari, Isiaka Abdulrazak, Umar Ajiya, Dikko Ahmed, Ibrahim Onoja, amongst others, and without the inclusion of the 2nd Respondent, who it has been shielding from investigation.
- (xvii) That it is in the interest of justice to allow this Application by compelling the 1st Respondent to undertake its statutory duties.
4. That I was further informed by OKERE KINGDOM NNAMDI, the executive director of the applicant as follows:
- i. That the 2nd Respondent is very well known to the staff and officers of the Legal Department Nigerian National Petroleum Company Limited at its head office at Central Business District, Abuja.
 - ii. That as the Chief Financial Officer of the Nigerian National Petroleum Company Limited, service of the processes in this Suit by delivering to the Legal Department of the Nigerian National Petroleum Company Limited at its head office at Central Business District, Abuja, will conveniently and effectively bring the pendency of the Suit to his knowledge and attention.
 - iii. That Personal service on the 2nd Respondent cannot be carried out in view of his security details and difficulty in accessing his office and his anticipated evasion of service in this Suit.
5. That the Applicant hereby undertakes to indemnify any party affected by any interim order made by this Court, if it turns out to be wrongfully made.
6. That I depose this Affidavit in good faith while believing its contents to be correct in accordance with the Oaths Act Cap O1 LFN, 2004.


D E P O N E N T

SWORN AT THE REGISTRY OF THE FEDERAL HIGH COURT OF NIGERIA

sitting at Abuja this 4th day of August, 2025.

COMMISSIONER FOR OATHS
BEFORE ME
FEDERAL HIGH COURT
ABUJA 04/08/25

COMMISSIONER FOR OATHS